

Message

From: Stabile, Regina (NIH/NIEHS) [E] [regina.stabile@nih.gov]
Sent: 4/25/2019 10:16:25 PM
To: Ingram, Earl [Ingram.Earl@epa.gov]
CC: Livingston, Tony (NIH/NIEHS) [E] [tony.livingston@nih.gov]; NIEHS FOIA Office [niehsfoia@niehs.nih.gov]
Subject: RE: Consultation on FOIA requests NIH 50468 (EPA-HQ-2019-005073)

Ok, thanks Earl!

From: Ingram, Earl <Ingram.Earl@epa.gov>
Sent: Thursday, April 25, 2019 5:53 PM
To: Stabile, Regina (NIH/NIEHS) [E] <regina.stabile@nih.gov>
Cc: Livingston, Tony (NIH/NIEHS) [E] <tony.livingston@nih.gov>; NIEHS FOIA Office <niehsfoia@niehs.nih.gov>
Subject: RE: Consultation on FOIA requests NIH 50468 (EPA-HQ-2019-005073)

I just spoke Khue and she confirmed its NIEH/NTP document and you require no input from EPA for your determination.

From: Stabile, Regina (NIH/NIEHS) [E] <regina.stabile@nih.gov>
Sent: Thursday, April 25, 2019 5:41 PM
To: Ingram, Earl <Ingram.Earl@epa.gov>
Cc: Livingston, Tony (NIH/NIEHS) [E] <tony.livingston@nih.gov>; NIEHS FOIA Office <niehsfoia@niehs.nih.gov>
Subject: RE: Consultation on FOIA requests NIH 50468 (EPA-HQ-2019-005073)

Hi, Earl –

Thanks for this information.

For document 50468 _ 21-122, our program contacts had indicated that the PowerPoint beginning on page 70 was created by NIEHS, specific to NIEHS/NTP. Does Khue Nguyen (at EPA and who distributed the file) believe this is not the case? We can follow up with our program contacts and if it's not an NIEHS record indicate it requires review by EPA. Please let us know if Khue Nguyen or someone else at EPA indicates it's an EPA record.

I've noted the additional disclosures you indicate we may make in 50468 _ 288-453 (on page 31 – yes, these appear to be EPA employees) and 50468 _ 454-481 (page 7).

If I don't hear back regarding the powerpoint beforehand, I'll touch-base with you on Monday. Thanks!

Best regards,
Regina

From: Ingram, Earl <Ingram.Earl@epa.gov>
Sent: Thursday, April 25, 2019 5:30 PM
To: NIEHS FOIA Office <niehsfoia@niehs.nih.gov>
Cc: Livingston, Tony (NIH/NIEHS) [E] <tony.livingston@nih.gov>; Stabile, Regina (NIH/NIEHS) [E] <regina.stabile@nih.gov>
Subject: RE: Consultation on FOIA requests NIH 50468 (EPA-HQ-2019-005073)

Regina,

I have looked at the records that you have redacted for EPA to review. I have only a few comments.

Document 50468_21-122 - Who was that an EPA PowerPoint on pages 70-90? If so and no one outside of Government was at the meeting in which it was shared, you should redacted for EPA review.

Document 50468_288-453 – If the redaction on Page 31 of the attendance sheet, are EPA employees, you are free to release along with the names of NIH staff you were releasing.

Document 50468_454-481 – Page 7, the letter from the Center of Biological Diversity can be left in.

As we discussed, we can talk later next week and I will let you if all the various Agency Program Offices will be able to review records by NIH's final response date.

Please let me know if you have any questions. I will be out tomorrow, but will have access to my email. I will be on the road for a few hours, but will respond when I can to any questions.

Earl Ingram, Chief
Public Information & Records Integrity Branch
Information Technology & Resources Management Division
Office of Pesticide Programs
U.S. Environmental Protection Agency
(703) 305-5456

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From: NIEHS FOIA Office <niehsfoia@niehs.nih.gov>
Sent: Thursday, April 25, 2019 9:27 AM
To: Ingram, Earl <Ingram.Earl@epa.gov>
Cc: NIEHS FOIA Office <niehsfoia@niehs.nih.gov>; Livingston, Tony (NIH/NIEHS) [E] <tony.livingston@nih.gov>; Stabile, Regina (NIH/NIEHS) [E] <regina.stabile@nih.gov>
Subject: RE: Consultation on FOIA requests NIH 50468 (EPA-HQ-2019-005073)

Good morning, Earl –

Thank you again for the update.

Per our conversation just now, I'm sending copies of what we plan to disclose to the requester via Secure File Transfer – so you can see how we plan to protect the portions requiring review by EPA staff and still provide the portions we are able to release in order to meet our obligations.

Please let me know at your first opportunity today whether you would like to discuss how we have prepared these records – we plan to start releasing records to the requester as early as tomorrow. Thank you for your assistance.

Best regards,
Regina

Regina Stabile, J.D.
FOIA Public Liaison and Privacy Act Coordinator
Office of Communications and Public Liaison
National Institute of Environmental Health Sciences
National Institutes of Health
U.S. Department of Health and Human Services
984-287-3324

From: Ingram, Earl <Ingram.Earl@epa.gov>
Sent: Tuesday, April 23, 2019 1:37 PM
To: Stabile, Regina (NIH/NIEHS) [E] <regina.stabile@nih.gov>
Subject: Consultation on FOIA requests NIH 50468 (EPA-HQ-2019-005073)

Hello Regina,

After speaking with the staff member who did the initial examination of the records, he indicated we will not be able to meet the COB Friday target date. The EPA records involve other program offices and not just the Office of Pesticide Programs. Those other offices, which include the Office of Research and Development (ORD) and the Office of Water, will need to conduct the equity review on the records that originated from their offices.

To complete the multiple office review of these records could take 4-6 weeks. If NIH can't wait this long and is ready to close out this request, you can inform the requester that the EPA will be responding directly to them for the remaining records collected by NIH.

Please feel free to call me.

Earl Ingram, Chief
Public Information & Records Integrity Branch
Information Technology & Resources Management Division
Office of Pesticide Programs
U.S. Environmental Protection Agency
(703) 305-5456